BILL NO. S-90-12-02

SPECIAL ORDINANCE NO. S-319-90

AN ORDINANCE approving the awarding of Reference #1433 by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and **CANYON SAND & GRAVEL, INC.; OLD PRAIRIE PRODUCTS, INC.; STONECO, INC.; AND THE FRANCE STONE CO.** for various Departments throughout the City of Fort Wayne.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA;

SECTION 1. That Reference #1433 between the City of Fort Wayne, by and through its Department of Purchasing and **CANYON SAND & GRAVEL, INC.; OLD PRAIRIE PRODUCTS, INC.; STONECO, INC.; AND THE FRANCE STONE CO.** for various Departments throughout the City of Fort Wayne, respectfully for:

> **the purchase of aggregates for 1991 for various Departments throughout the City of Fort Wayne;**

involving a total cost of One Hundred Forty-Nine Thousand Eight Hundred Eighty-Six and no/100+/- Dollars ($149,886.00+/-) - (CANYON SAND - $40,371.00+/-; OLD PRAIRIE - $1,000.00+/-; STONECO - $7,500.00+/-; FRANCE STONE - $101,015.00+/-), all as more particularly set forth in said Reference #1433 which is on file in the Office of the Department of Purchasing, and is by reference incorporated herein, made a part hereof, and is hereby in all things ratified, confirmed and approved.

SECTION 2. That this Ordinance shall be in full force and effect from and after its passage and any and all necessary approval by the Mayor.

Councilmember

APPROVED AS TO FORM
AND LEGALITY

J. Timothy McCaulay, City Attorney

REF. NO.:	1433
DEPT.:	STREET DEPT
DATE:	11/29/90
ITEM/SERV.:	AGGREGATES

PURCHASING INFORMATION

ADVERTISED BID:	YES
DATES ADVERTISED:	10/1/90 & 10/8/90
OPENING DATE:	10/25/90
WRITTEN QUOTE:	
DUE DATE:	
VERBAL QUOTE:	
SINGLE SOURCE:	
NO. OF VENDORS NOTIFIED:	17
NO. OF VENDORS RECEIVING BID:	12
NO. OF VENDORS RETURNING BID:	9
NO. OF VENDORS DISQUALIFIED:	0
NO. OF VENDORS NOT RESPONDING:	8
DATE SENT TO DEPT FOR RECOMM.:	10/25/90
DATE RECOMMENDATION REC'D IN PURCH:	11/29/90

COUNCIL INFORMATION	DATES SENT	EXTENSION DATES
DATE INFO SENT TO LAW DEPT.:	11/29/90	
INTRODUCTION DATE:	12/11/90	
DISCUSSION DATE:	12/18/90	
PASSAGE DATE:	12/18/90	
ORDINANCE NO.:		

REFERENCE NO. 1433
AGGREGATES
STREET DEPARTMENT

ZONE NO. 1 DELIVERED

	KLINK	GERIGS	ROL. ROCK	CANYON	HIXSON	STONE ST	STONECO
1, 2, 10F	$5.75	$5.69	$5.95	N/B	N/B	N/B	$5.90
53, 73	$5.75	$5.69	$5.95	N/B	N/B	N/B	$5.90
4, 5	$6.00	$5.94	$6.10	N/B	N/B	N/B	$6.30
7, 8, 9	$6.30	$6.24	$6.35	N/B	N/B	N/B	$6.55
11, 12	$6.40	$6.34	$6.40	N/B	N/B	N/B	$6.90
RIP RAP	$6.05	$5.89	$5.95	N/B	N/B	N/B	$5.90
14-2 SAND	$4.20	N/B	N/B	$5.50	$4.25	N/B	$6.55
17 SAND	$8.50	$7.39	$7.65	$7.50	$7.50	N/B	$8.55
SAND FILL	$4.20	$3.84	N/B	$4.20	$4.25	N/B	N/B
12 GRAVEL	$7.75	$6.39	$10.75	$7.00	$7.00	N/B	$8.65
4 GRAVEL	$9.50	$10.39	$10.75	N/B	N/B	N/B	N/B
BANK GRVL SCRN	$4.75	$3.99	$4.25	$5.50	$5.50	N/B	N/B
BANK GRVL UNSCRN	$4.75	$3.79	$4.05	$4.95	$5.10	N/B	N/B
CRUSHED GRAVEL	N/B	N/B	N/B	N/B	$7.25	N/B	N/B
B-BORROW	$4.20	$3.99	N/B	$5.50	$4.25	N/B	N/B
TOP SOIL SCRN	$10.50	$9.14	N/B	$10.00	N/B	N/B	N/B
TOP SOIL UNSCRN	$9.00	$8.14	N/B	$10.00	$9.20	N/B	N/B
BLACK DIRT	$14.00	N/B	N/B	N/B	N/B	N/B	N/B
SANDY LOAM	$9.00	$9.00	N/B	$10.00	$9.20	N/B	N/B
FILL DIRT	$4.20	$3.84	N/B	$4.50	$4.50	N/B	N/B
PUG MILL	*	N/B	N/B	N/B	N/B	N/B	N/B

ZONE NO. 2 DELIVERED

	KLINK	GERIGS	ROL. ROCK	CANYON	HIXSON	STONE ST	STONECO
1, 2, 10F	$5.75	$5.75	$5.70	N/B	N/B	$6.20	$6.60
53, 73	$5.75	$5.75	$5.70	N/B	N/B	$6.20	$6.60
4, 5	$6.00	$6.10	$6.15	N/B	N/B	$6.65	$7.00
7, 8, 9	$6.30	$6.40	$6.30	N/B	N/B	$6.85	$7.25
11, 12	$6.40	$6.50	$6.55	N/B	N/B	$7.10	$7.60
RIP RAP	$6.05	$6.20	$5.70	N/B	N/B	$6.25	$6.60
14-2 SAND	$4.20	N/B	N/B	$4.16	$4.19	N/B	$7.25
17 SAND	$8.50	N/B	N/B	$6.70	$6.35	N/B	$9.25
SAND FILL	$4.20	$4.10	N/B	$3.99	$4.25	N/B	N/B
12 GRAVEL	$7.75	$6.60	N/B	$6.35	$6.75	N/B	$9.35
4 GRAVEL	$9.50	$10.65	N/B	N/B	N/B	N/B	N/B
BANK GRVL SCRN	$4.75	$4.30	N/B	$4.50	$5.50	$5.65	N/B
BANK GRVL UNSCRN	$4.75	$4.05	N/B	$4.50	$5.10	$4.40	N/B
CRUSHED GRAVEL	N/B	N/B	N/B	N/B	$7.25	N/B	N/B
B-BORROW	$4.20	$4.25	$4.30	$4.50	$4.25	N/B	N/B
TOP SOIL SCRN	$10.50	$9.85	N/B	$9.90	N/B	N/B	N/B
TOP SOIL UNSCRN	$9.00	$8.85	N/B	$9.00	$9.20	N/B	N/B
BLACK DIRT	$14.00	N/B	N/B	N/B	N/B	N/B	N/B
SANDY LOAM	$9.00	N/B	N/B	$9.00	$9.20	N/B	N/B
FILL DIRT	$4.20	$4.15	N/B	$4.19	$4.50	$4.50	N/B
PUG MILL	*	N/B	N/B	N/B	N/B	N/B	N/B

*PUG MILL QUOTE AVAILABLE UPON REQUEST DEPENDING ON MATERIAL TO BE PUGGED
NOTE: STONECO ALSO HAS #12 LIMESTONE AVAILABLE FOR $6.05-ZONE 1, $6.75-ZONE 2

REFERENCE NO. 1433
AGGREGATES
STREET DEPARTMENT

ZONE NO. 3 DELIVERED

	KLINK	GERIGS	ROL. ROCK	CANYON	HIXSON	STONECO
1, 2, 10F	$6.10	$6.15	$6.50	N/B	N/B	$6.85
53, 73	$6.10	$6.15	$6.50	N/B	N/B	$6.85
4, 5	$6.35	$6.60	$6.80	N/B	N/B	$7.25
7, 8, 9	$6.65	$6.90	$7.05	N/B	N/B	$7.50
11, 12	$6.75	$7.00	$7.45	N/B	N/B	$7.85
RIP RAP	$6.40	$6.55	$6.50	N/B	N/B	$6.85
14-2 SAND	$4.20	N/B	N/B	$4.20	$4.25	$7.50
17 SAND	$8.50	N/B	N/B	$7.50	$7.50	$9.50
SAND FILL	$4.20	$4.35	N/B	$4.20	$4.25	N/B
12 GRAVEL	$7.75	$7.00	N/B	$6.90	$6.95	$9.60
4 GRAVEL	$9.50	$11.25	N/B	N/B	N/B	N/B
BANK GRVL SCRN	$4.75	$4.60	$4.80	$4.50	$5.50	N/B
BANK GRVL UNSCRN	$4.75	$4.40	$4.65	$4.50	$5.10	N/B
CRUSHED GRAVEL	N/B	N/B	N/B	N/B	$7.25	N/B
B-BORROW	$4.20	$4.00	$4.30	$4.50	$4.25	N/B
TOP SOIL SCRN	$10.50	$8.50	N/B	$9.90	N/B	N/B
TOP SOIL UNSCRN	$9.00	$8.30	N/B	$9.00	$9.20	N/B
BLACK DIRT	$14.00	N/B	N/B	N/B	N/B	N/B
SANDY LOAM	$9.00	N/B	N/B	$9.00	$9.20	N/B
FILL DIRT	$4.20	$4.00	N/B	$4.00	$4.50	N/B
PUG MILL	*	N/B	N/B	N/B	N/B	N/B

ZONE NO. 4 DELIVERED

	KLINK	GERIGS	ROL. ROCK	CANYON	HIXSON	STONECO
1, 2, 10F	$6.45	$7.10	N/B	N/B	N/B	$7.25
53, 73	$6.45	$7.10	N/B	N/B	N/B	$7.25
4, 5	$6.70	$7.35	N/B	N/B	N/B	$7.65
7, 8, 9	$7.00	$7.65	N/B	N/B	N/B	$7.90
11, 12	$7.10	$7.75	N/B	N/B	N/B	$8.25
RIP RAP	$6.75	$7.30	N/B	N/B	N/B	$7.25
14-2 SAND	$4.20	$5.30	N/B	$4.20	$4.25	$7.90
17 SAND	$8.50	$8.75	N/B	$7.50	$7.50	$9.90
SAND FILL	$4.20	$5.25	N/B	$4.20	$4.25	N/B
12 GRAVEL	$7.75	$6.95	N/B	$6.90	$6.95	$10.00
4 GRAVEL	$9.50	$11.75	N/B	N/B	N/B	N/B
BANK GRVL SCRN	$4.75	$5.35	N/B	$4.50	$5.50	N/B
BANK GRVL UNSCRN	$4.75	$5.15	N/B	$4.50	$5.10	N/B
CRUSHED GRAVEL	N/B	N/B	N/B	N/B	$7.25	N/B
B-BORROW	$4.20	$4.45	N/B	$4.50	$4.25	N/B
TOP SOIL SCRN	$10.50	$8.95	N/B	$9.90	N/B	N/B
TOP SOIL UNSCRN	$9.00	$8.75	N/B	$9.00	$9.20	N/B
BLACK DIRT	$14.00	N/B	N/B	N/B	N/B	N/B
SANDY LOAM	$9.00	N/B	N/B	$9.00	$9.20	N/B
FILL DIRT	$4.20	$4.45	N/B	$4.00	$4.50	N/B
PUG MILL	*	N/B	N/B	N/B	N/B	N/B

*PUG MILL QUOTE AVAILABLE UPON REQUEST DEPENDING ON MATERIAL TO BE PUGGED
NOTE: STONECO ALSO HAS #12 LIMESTONE AVAILABE FOR $7.00-ZONE 3, $7.40-ZONE 4

REFERENCE NO. 1433
AGGREGATES
STREET DEPARTMENT

PICKED UP-LOCATION A

	KLINK	FRANCE	ROL. ROCK	CANYON	HIXSON	STONE ST	OLD PRAIR	STONECO
1, 2, 10F	$7.50	$3.65	$5.65	N/B	N/B	$3.80	N/B	$3.60
53, 73	$7.50	$3.65	$5.65	N/B	N/B	$3.80	N/B	$3.60
4, 5	$7.80	$3.90	$6.00	N/B	N/B	$4.25	N/B	$4.00
7, 8, 9	$8.00	$4.10	$6.40	N/B	N/B	$4.45	N/B	$4.25
11, 12	$8.60	$4.30	N/B	N/B	N/B	$4.70	N/B	$4.60
RIP RAP	$7.85	$3.65	N/B	N/B	N/B	$3.85	N/B	$3.60
14-2 SAND	$5.70	N/B	N/B	$2.50	$3.25	N/B	$3.15	$4.25
17 SAND	$9.85	N/B	$7.50	$4.75	$5.40	N/B	$5.50	$6.25
SAND FILL	$5.70	N/B	$3.50	$1.80	$2.00	N/B	$2.10	N/B
12 GRAVEL	$8.35	N/B	N/B	$4.00	$4.50	N/B	$4.50	$6.35
4 GRAVEL	$10.85	N/B	N/B	N/B	N/B	N/B	$8.50	N/B
BANK GRVL SCRN	$5.70	N/B	$3.90	$1.85	$3.25	$3.25	$2.10	N/B
BANK GRVL UNSCRN	$5.35	N/B	N/B	$1.70	$2.85	$2.00	$1.90	N/B
CRUSHED GRAVEL	$7.35	N/B	N/B	N/B	$5.00	N/B	N/B	N/B
B-BORROW	$5.70	$4.20	N/B	$2.00	$2.00	N/B	$2.10	N/B
TOP SOIL SCRN	$11.85	N/B	$9.10	$6.50	N/B	N/B	$7.25	N/B
TOP SOIL UNSCRN	$10.25	N/B	N/B	$6.50	$6.95	N/B	$6.25	N/B
BLACK DIRT	$15.35	N/B	N/B	N/B	N/B	N/B	N/B	N/B
SANDY LOAM	$10.25	N/B	N/B	$6.50	$6.95	N/B	N/B	N/B
FILL DIRT	$5.35	N/B	$3.25	$1.50	$2.25	$1.50	$2.25	N/B
PUG MILL	*	**	N/B	N/B	N/B	N/B	N/B	N/B

*PUG MILL QUOTE AVAILABLE UPON REQUEST DEPENDING ON MATERIAL TO BE PUGGED
**$1.00 + MATERIAL
NOTE: STONECO ALSO HAS #12 LIMESTONE AVAILABLE AT $3.75

KLINK - 4820 INDUSTRIAL ROAD
FRANCE - 6100 ARDMORE AVENUE
ROLLING ROCK - 4131 LIMESTONE DRIVE
CANYON - 16916 KELL ROAD, HUNTERTOWN
HIXSON - 6178CR7, GARRETT
STONE STREET - 5536 HOAGLAND RD, POE QUARRY
OLD PRAIRIE - 5833 SMITH ROAD
STONECO - 7320 LOWER HUNTINGTON ROAD

REFÉRENCE NO. 1433
AGGREGATES
STREET DEPARTMENT

PICKED UP-LOCATION B

	FRANCE
1, 2, 10F	$3.65
53, 73	$3.65
4, 5	$3.90
7, 8, 9	$4.10
11, 12	$4.30
RIP RAP	$3.65
14-2 SAND	$5.35
17 SAND	N/B
SAND FILL	N/B
12 GRAVEL	N/B
4 GRAVEL	N/B
BANK GRVL SCRN	N/B
BANK GRVL UNSCRN	N/B
CRUSHED GRAVEL	N/B
B-BORROW	$3.75
TOP SOIL SCRN	N/B
TOP SOIL UNSCRN	N/B
BLACK DIRT	N/B
SANDY LOAM	N/B
FILL DIRT	N/B
PUG MILL	N/B

FRANCE - 17831 HWY 24 E. WOODBURN

FRONT PAGE/INVITATION TO BID
DEPARTMENT OF PURCHASING
CITY OF FORT WAYNE, ALLEN COUNTY, INDIANA
ONE MAIN STREET - ROOM 350
PHONE 219-427-1101

BID OPENING DATE 10-25-90 @ 11:00 AM BID REFERENCE # 1433 /

SEALED BIDS SHOULD BE DELIVERED TO DEPARTMENT OF PURCHASING, ROOM 350, CITY-COUNTY BUILDING UP TO 11:00 A.M. ON OR BEFORE OPENING DATE.

SEALED BIDS WILL BE OPENED PUBLICLY AT 11:01 A.M. IN THE BOARD OF WORKS & SAFETY CONFERENCE ROOM ON THE THIRD FLOOR OF THE CITY-COUNTY BUILDING. "NO LATE BIDS WILL BE ACCEPTED AFTER 11:00 A.M. FOR ANY REASON WHATSOEVER".

THIS INVITATION FOR BID IS FOR AGGREGATES FOR VARIOUS DEPTS THROUGHOUT THE CITY OF FT WAYNE, AGGREGATES INCLUDING: STONE, GRAVEL, TOP SOIL AND OTHER RELATED MATTER PER SPECIFICATIONS

AND REQUESTED BY CITY OF FORT WAYNE STREET DEPT

THIS BID REQUIRES A XXXXXX $500.00 BID BOND, CERTIFIED OR CASHIER'S CHECK OF ALL BIDDERS.

THIS BID REQUIRES A _____ 100% PERFORMANCE BOND OF SUCCESSFUL BIDDER(S).

PROMPT PAYMENT DISCOUNTS WILL BE ALLOWED AS FOLLOWS: _____% IF PAID WITHIN _____ DAYS.

THIS INVITATION IS ISSUED TO ESTABLISH A CONTRACT TO SUPPLY THE CITY OF FORT WAYNE WITH A COMMODITY OR SERVICE IN ACCORDANCE WITH ACCOMPANYING SPECIFICATIONS.

THE EXECUTION HEREOF BY THE BIDDER IS ACCEPTANCE OF ALL TERMS AND CONDITIONS HEREIN AND IN THAT REGARD THE BIDDER AGREES TO BE BOUND BY SAME AND BE BOUND TO THE AMOUNT OF HIS/HER BID FOR A PERIOD OF NINETY (90) DAYS.

FIRM NAME Canton Sand & Gravel Inc

STREET ADDRESS 16916 Kell Road

CITY Huntertown PHONE # 637-3123

BY Dave L Rodocker
REPRESENTATIVE SIGNATURE

Peerless Insurance
Nationale-Nederlanden North America
Property and Casualty Group

62 Maple Avenue
Keene, New Hampshire 03431

BID BOND

The American Institute of Architects,
AIA Document No. A310 (February, 1970 Edition)

KNOW ALL MEN BY THESE PRESENTS, that we Canyon Sand & Gravel, Inc.
R.R. 1
Huntertown, Indiana 46748

as Principal, hereinafter called the Principal, and Peerless Insurance

a corporation duly organized under the laws of the State of New Hampshire
as Surety, hereinafter called the Surety, are held and firmly bound unto City of Fort Wayne
1701 So. Lafayette St.
Fort Wayne, Indiana 46803

as Obligee, hereinafter called the Obligee, in the sum of Five Hundred Dollars

Dollars ($ 500.00
for the payment of which sum well and truly to be made, the said Principal and the said Surety, bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

WHEREAS, the Principal has submitted a bid for Sand 1991

NOW, THEREFORE, if the Obligee shall accept the bid of the Principal and the Principal shall enter into a Contract with the Obligee in accordance with the terms of such bid, and give such bond or bonds as may be specified in the bidding or Contract Documents with good and sufficient surety for the faithful performance of such Contract and for the prompt payment of labor and material furnished in the prosecution thereof, or in the event of the failure of the Principal to enter such Contract and give such bond or bonds, if the Principal shall pay to the Obligee the difference not to exceed the penalty hereof between the amount specified in said bid and such larger amount for which the Obligee may in good faith contract with another party to perform the Work covered by said bid, then this obligation shall be null and void, otherwise to remain in full force and effect.

Signed and sealed this 25th day of October 19 90

Theresa M. Stang
(Witness)

Canyon Sand & Gravel, Inc.
(Principal) (Seal)

David L. Rodocker Pres.
(Title)

David L. Rodocker, President

Kathryn J. Beamboft
(Witness)

Peerless Insurance
(Surety) (Seal)

Julie A. Stark
(Title)

Attorney-in-Fact

Revised to February, 1970
SB 5714b Printed in U.S.A. 346-206(3/82)

PRICE SHEET FOR AGGREGATES

STATE PRICE PER TON

CRUSHED LIMESTONE	DELIVERED ZONE NO. 1	ZONE NO. 2	ZONE NO. 3	ZONE NO. 4	PICKED-UP LOCATION A	B	C
1, 2, 10F	N.B	N.B	N.B.	N.B.	N.B		
53, 73	N.B	N.B	N.B.	N.B.	N.B		
4, 5	N.B	N.B	N.B.	N.B.	N.B		
7, 8, 9 (TYPE "O")	N.B	N.B	N.B.	N.B	N.B		
11, 12 (TYPE "O")	N.B	N.B	N.B.	N.B.	N.B		
RIP RAP (STATE 12)	N.B	N.B	N.B.	N.B	N.B		
SAND							
14-2	5.50	4.16	4.20	4.20	2.50		
17	7.50	6.70	7.50	7.50	4.75		
SAND FILL	4.20	3.99	4.20	4.20	1.80		
GRAVEL							
12, #1	7.00	6.35	6.90	6.90	4.00		
BANK GRAVEL SCREENED	5.50	4.50	4.50	4.50	1.85		
BANK GRAVEL UNSCREENED	4.95	4.50	4.50	4.50	1.70		
CRUSHED GRAVEL 53, 73	N.B	N.B	N.B	N.B	N.B		
B-BORROW	5.50	4.50	4.50	4.50	2.00		
TOP SOIL							
TOP SOIL SCREENED	10.00	9.90	9.90	9.90	6.50		
TOP SOIL UNSCREENED	10.00	9.00	9.00	9.00	6.50		
BLACK DIRT							
SANDY LOAM	10.00	9.00	9.00	9.00	6.50		
FILL DIRT	4.50	4.19	4.00	4.00	1.50		
PUG MILL	N.B	N.B.	N.B.	N.B.	N.B		

PLEASE LIST LOCATION ADDRESS FOR PICK-UP OF MATERIAL:

A: CANYON SAND & GRAVEL, INC. 16916 KELL ROAD, HUNTERTOWN

B: _____

C: _____

Prescribed by the State Board of Accounts

Form No. 95 (Revised 1987)

BID, OFFER OR PROPOSAL FOR SALE OR LEASE OF MATERIALS

(Defined at I.C. 36-1-2-9.5)
(Please type or print)

Date: October 18 1990

1. Governmental Unit: City of Fort Wayne
2. County: Allen
3. Bidder (Firm): Canyon Sand & Gravel Inc.
   Address: 16916 Kell Rd.
   City/State: Huntertown Indiana 46748
4. Telephone Number: 219-637-3123
5. Agent of Bidder (If applicable): _____

Pursuant to notices given, the undersigned offers bid(s) to City of Fort Wayne (Governmental Unit) in accordance with the following attachment(s) which specify the class or item number or description, quantity, unit, unit price and total amount.

The contract will be awarded by classes or items, in accordance with specifications. Any changes or alterations in the items specified will render such bid void as to that class or item. Bidder promises that he has not offered nor received a less price than the price stated in his bid for the materials included in said bid. Bidder further agrees that he will not withdraw his bid from the office in which it is filed. A certified check or bond shall be filed with each bid if required, and liability for breach shall be enforceable upon the contract, the bond or certified check or both as the case may be.

Dan L Rodocker
Signature of Bidder or Agent

BID OFFER OR PROPOSAL

Attach separate sheet listing each item bid based on specifications published by governing body. Following is an example of the bid format:

Class or Item	Quantity	Unit	Description	Unit Price	Amount

NON-COLLUSION AFFIDAVIT

STATE OF INDIANA)
Allen COUNTY) SS:

The undersigned bidder or agent, being duly sworn on oath, says that he has not, nor has any other member, representative, or agent of the firm, company, corporation or partnership represented by him, entered into any combination, collusion or agreement with any person relative to the price to be bid by anyone at such letting nor to prevent any person from bidding nor to induce anyone to refrain from bidding, and that this bid is made without reference to any other bid and without any agreement, understanding or combination with any other person in reference to such bidding.

He further says that no person or persons, firms, or corporation has, have or will receive directly or indirectly, any rebate, fee, gift, commission or thing of value on account of such sale.

Canyon Sand & Gravel Inc.
Bidder (Firm)
X Dan L Rodocker
Signature of Bidder or Agent

Subscribed and sworn to before me this 18 th day of October, 1990.

My Commission Expires: 5/23/94
County of Residence: Allen

Theresa Stang
Notary Public

Theresa Stang
Notary Public Printed Name

ACCEPTANCE

There now being sufficient unobligated appropriated funds available, the contracting authority of _____ (Governmental Unit) hereby accepts the terms of the attached bid for classes or items numbered _____ and promises to pay the undersigned bidder upon delivery the price quoted for the materials stipulated in said bid.

Date: _____

Contracting Authority Members:

_____ _____
_____ _____
_____ _____

FRONT PAGE/INVITATION TO BID
DEPARTMENT OF PURCHASING
CITY OF FORT WAYNE, ALLEN COUNTY, INDIANA
ONE MAIN STREET - ROOM 350
PHONE 219-427-1101

BID OPENING DATE 10-25-90 @ 11:00 AM BID REFERENCE # 1433 7

SEALED BIDS SHOULD BE DELIVERED TO DEPARTMENT OF PURCHASING, ROOM 350, CITY-COUNTY BUILDING UP TO 11:00 A.M. ON OR BEFORE OPENING DATE.

SEALED BIDS WILL BE OPENED PUBLICLY AT 11:01 A.M. IN THE BOARD OF WORKS & SAFETY CONFERENCE ROOM ON THE THIRD FLOOR OF THE CITY-COUNTY BUILDING. "NO LATE BIDS WILL BE ACCEPTED AFTER 11:00 A.M. FOR ANY REASON WHATSOEVER".

THIS INVITATION FOR BID IS FOR AGGREGATES FOR VARIOUS DEPTS THROUGHOUT THE CITY OF FT WAYNE. AGGREGATES INCLUDING: STONE, GRAVEL, TOP SOIL AND OTHER RELATED MATTER PER SPECIFICATIONS

AND REQUESTED BY CITY OF FORT WAYNE STREET DEPT

THIS BID REQUIRES A XXXXXX $500.00 BID BOND, CERTIFIED OR CASHIER'S CHECK OF ALL BIDDERS.

THIS BID REQUIRES A _____ 100% PERFORMANCE BOND OF SUCCESSFUL BIDDER(S).

PROMPT PAYMENT DISCOUNTS WILL BE ALLOWED AS FOLLOWS: _____% IF PAID WITHIN _____ DAYS.

THIS INVITATION IS ISSUED TO ESTABLISH A CONTRACT TO SUPPLY THE CITY OF FORT WAYNE WITH A COMMODITY OR SERVICE IN ACCORDANCE WITH ACCOMPANYING SPECIFICATIONS.

THE EXECUTION HEREOF BY THE BIDDER IS ACCEPTANCE OF ALL TERMS AND CONDITIONS HEREIN AND IN THAT REGARD THE BIDDER AGREES TO BE BOUND BY SAME AND BE BOUND TO THE AMOUNT OF HIS/HER BID FOR A PERIOD OF NINETY (90) DAYS.

FIRM NAME Old Prairie Products, Inc.

STREET ADDRESS 5833 Smith Rd., P.O. Box 9055

CITY Fort Wayne PHONE # 747-9141

BY Allen . Poorman Allen L Poorman
REPRESENTATIVE SIGNATURE

Prescribed by the State Board of Accounts

Form No. 95 (Revised 1987)

BID, OFFER OR PROPOSAL FOR SALE OR LEASE OF MATERIALS

(Defined at I.C. 36-1-2-9.5)
(Please type or print)

Date: October 20, 1990

1. Governmental Unit: City of Fort Wayne
2. County: Allen
3. Bidder (Firm): Old Prairie Products, Inc.
   Address: 5833 Smith Rd., P. O. Box 9055
   City/State: Fort Wayne, IN 46809
4. Telephone Number: 747-9141
5. Agent of Bidder (if applicable): _____

Pursuant to notices given, the undersigned offers bid(s) to City of Ft. Wayne (Governmental Unit) in accordance with the following attachment(s) which specify the class or item number or description, quantity, unit, unit price and total amount.

The contract will be awarded by classes or items, in accordance with specifications. Any changes or alterations in the items specified will render such bid void as to that class or item. Bidder promises that he has not offered nor received a less price than the price stated in his bid for the materials included in said bid. Bidder further agrees that he will not withdraw his bid from the office in which it is filed. A certified check or bond shall be filed with each bid if required, and liability for breach shall be enforceable upon the contract, the bond or certified check or both as the case may be.

Allen L Poorman
Signature of Bidder or Agent
Allen L Poorman

BID OFFER OR PROPOSAL

Attach separate sheet listing each item bid based on specifications published by governing body. Following is an example of the bid format:

Class or Item	Quantity	Unit	Description	Unit Price	Amount

NON-COLLUSION AFFIDAVIT

STATE OF INDIANA)
) SS:
Allen COUNTY)

The undersigned bidder or agent, being duly sworn on oath, says that he has not, nor has any other member, representative, or agent of the firm, company, corporation or partnership represented by him, entered into any combination, collusion or agreement with any person relative to the price to be bid by anyone at such letting nor to prevent any person from bidding nor to induce anyone to refrain from bidding, and that this bid is made without reference to any other bid and without any agreement, understanding or combination with any other person in reference to such bidding.

He further says that no person or persons, firms, or corporation has, have or will receive directly or indirectly, any rebate, fee, gift, commission or thing of value on account of such sale.

Old Prairie Products, Inc.
Bidder (Firm)
Allen L Poorman
Signature of Bidder or Agent
Allen L Poorman

Subscribed and sworn to before me this 24th day of October, 1990.

My Commission Expires: 11/8/93

County of Residence: Wells

Renee L Rood
Notary Public

Renee L. Rood
Notary Public Printed Name

ACCEPTANCE

There now being sufficient unobligated appropriated funds available, the contracting authority of _____ (Governmental Unit) hereby accepts the terms of the attached bid for classes or items numbered _____ and promises to pay the undersigned bidder upon delivery the price quoted for the materials stipulated in said bid.

Date: _____

Contracting Authority Members:

_____ _____
_____ _____
_____ _____

PRICE SHEET FOR AGGREGATES

STATE PRICE PER TON

	DELIVERED				PICKED-UP LOCATION		
CRUSHED LIMESTONE	ZONE NO. 1	ZONE NO. 2	ZONE NO. 3	ZONE NO. 4	A	B	C
1, 2, 10F							
53, 73							
4, 5							
7, 8, 9 (TYPE "O")							
11, 12 (TYPE "O")							
RIP RAP (STATE 12)							
SAND							
14-2					3.15		
17					5.50		
SAND FILL					2.10		
GRAVEL					(12)4.50 (4)8.50		
12, 4					2.10		
BANK GRAVEL SCREENED					1.90		
BANK GRAVEL UNSCREENED							
CRUSHED GRAVEL 53, 73					2.10		
B-BORROW							
TOP SOIL							
TOP SOIL SCREENED					7.25		
TOP SOIL UNSCREENED					6.25		
BLACK DIRT							
SANDY LOAM							
FILL DIRT					2.25		
PUG MILL							

PLEASE LIST LOCATION ADDRESS FOR PICK-UP OF MATERIAL:

A: Old Prairie Products, Inc., 5833 Smith Rd. Fort Wayne, I

B:

C:

FRONT PAGE/INVITATION TO BID
DEPARTMENT OF PURCHASING
CITY OF FORT WAYNE, ALLEN COUNTY, INDIANA
ONE MAIN STREET - ROOM 350
PHONE 219-427-1101

BID OPENING DATE 10-25-90 @ 11:00 AM BID REFERENCE # 1433

SEALED BIDS SHOULD BE DELIVERED TO DEPARTMENT OF PURCHASING, ROOM 350, CITY-COUNTY BUILDING UP TO 11:00 A.M. ON OR BEFORE OPENING DATE.

SEALED BIDS WILL BE OPENED PUBLICLY AT 11:01 A.M. IN THE BOARD OF WORKS & SAFETY CONFERENCE ROOM ON THE THIRD FLOOR OF THE CITY-COUNTY BUILDING. "NO LATE BIDS WILL BE ACCEPTED AFTER 11:00 A.M. FOR ANY REASON WHATSOEVER".

THIS INVITATION FOR BID IS FOR AGGREGATES FOR VARIOUS DEPTS THROUGHOUT THE CITY OF FT WAYNE, AGGREGATES INCLUDING: STONE, GRAVEL, TOP SOIL AND OTHER RELATED MATTER PER SPECIFICATIONS

AND REQUESTED BY CITY OF FORT WAYNE STREET DEPT

THIS BID REQUIRES A XXXXXX $500.00 BID BOND, CERTIFIED OR CASHIER'S CHECK OF ALL BIDDERS.

THIS BID REQUIRES A _____ 100% PERFORMANCE BOND OF SUCCESSFUL BIDDER(S).

PROMPT PAYMENT DISCOUNTS WILL BE ALLOWED AS FOLLOWS: _____% IF PAID WITHIN _____ DAYS.

THIS INVITATION IS ISSUED TO ESTABLISH A CONTRACT TO SUPPLY THE CITY OF FORT WAYNE WITH A COMMODITY OR SERVICE IN ACCORDANCE WITH ACCOMPANYING SPECIFICATIONS.

THE EXECUTION HEREOF BY THE BIDDER IS ACCEPTANCE OF ALL TERMS AND CONDITIONS HEREIN AND IN THAT REGARD THE BIDDER AGREES TO BE BOUND BY SAME AND BE BOUND TO THE AMOUNT OF HIS/HER BID FOR A PERIOD OF NINETY (90) DAYS.

FIRM NAME Stoneco, Inc.

STREET ADDRESS 7320 Lower Huntington Road

CITY Fort Wayne, IN. PHONE #219-747-5011

BY Marvella S. Overfield
REPRESENTATIVE SIGNATURE

CITY OF FORT WAYNE
GRAVEL, SAND, STONE, DIRT
REQUIREMENTS

THE CITY OF FORT WAYNE, INDIANA, IS REQUESTING BIDS FOR THE PURCHASE OF AGGREGATES FOR VARIOUS DEPARTMENTS THROUGHOUT THE CITY OF FORT WAYNE.

SIZES AND GRADES OF THE MATERIAL SHALL COMPLY WITH THE MOST RECENT INDIANA STATE HIGHWAY SPECIFICATIONS COVERING COARSE AND FINE AGGREGATES.

PRICES BID MUST BE EXACT AND HELD FIRM THROUGH THE TERM OF THE AGREEMENT. THERE SHALL BE NO ADDITIONAL CHARGES FOR DELIVERY, HANDLING OR ANY OTHER MISC FEES.

DELIVERED PRICES SHALL BE ESTABLISHED ON THE BASIS OF DELIVERY TO EACH OF THE FOUR (4) QUADRANTS OF THE CITY INDICATED ON THE ATTACHED MAP MARKED "APPENDIX A". THE COMMODITY SHALL BE DELIVERED TO THE LOCATION AS ORDERED OR LOADED INTO THE CITY'S TRUCKS AT THE BIDDER'S PIT OR PLANT. THE LINES OF DEMARCATION ARE ESTABLISHED, AREA-WISE, AS NEARLY CENTER AS POSSIBLE, THE EAST-WEST DIVISION BEING AT CALHOUN STREET AND NEW YORK CENTRAL RAILROAD. THE NORTH-SOUTH DIVISION IS MADE UP OF THE PENNSYLVANIA TRACKS, ST. MARY'S & MAUMEE RIVERS.

THE ANNUAL REQUIREMENTS FOR THESE AGGREGATES ARE ESTIMATED AT 100000 TON. ACTUAL QUANTITIES PURCHASED MAY BE MORE OR LESS.

TERM OF AGREEMENT: DECEMBER 31, 1991

NOTE TO BIDDER: PRICE SHEET INCLUDED WITH THIS BID MUST BE FILLED OUT AND RETURNED.

PRICE SHEET FOR AGGREGATES

STATE PRICE PER TON

	DELIVERED				PICKED-UP LOCATION		
CRUSHED LIMESTONE	ZONE NO. 1	ZONE NO. 2	ZONE NO. 3	ZONE NO. 4	A	B	C
1, 2, 10F	$5.90	$6.60	$6.85	$7.25	$3.60		
53, 73	5.90	6.60	6.85	7.25	3.60		
4, 5	6.30	7.00	7.25	7.65	4.00		
7, 8, 9 (TYPE "O")	6.55	7.25	7.50	7.90	4.25		
11, 12 (TYPE "O")	6.90	7.60	7.85	8.25	4.60		
RIP RAP (STATE 12)	5.90	6.60	6.85	7.25	3.60		
#12 Limestone	6.05	6.75	7.00	7.40	3.75		
SAND							
14-2	6.55	7.25	7.50	7.90	4.25		
17	8.55	9.25	9.50	9.90	6.25		
SAND FILL							
GRAVEL							
12, 4	8.65	9.35	9.60	10.00	6.35		
BANK GRAVEL SCREENED							
BANK GRAVEL UNSCREENED							
CRUSHED GRAVEL 53, 73							
B-BORROW							
TOP SOIL							
TOP SOIL SCREENED							
TOP SOIL UNSCREENED							
BLACK DIRT							
SANDY LOAM							
FILL DIRT							
PUG MILL							

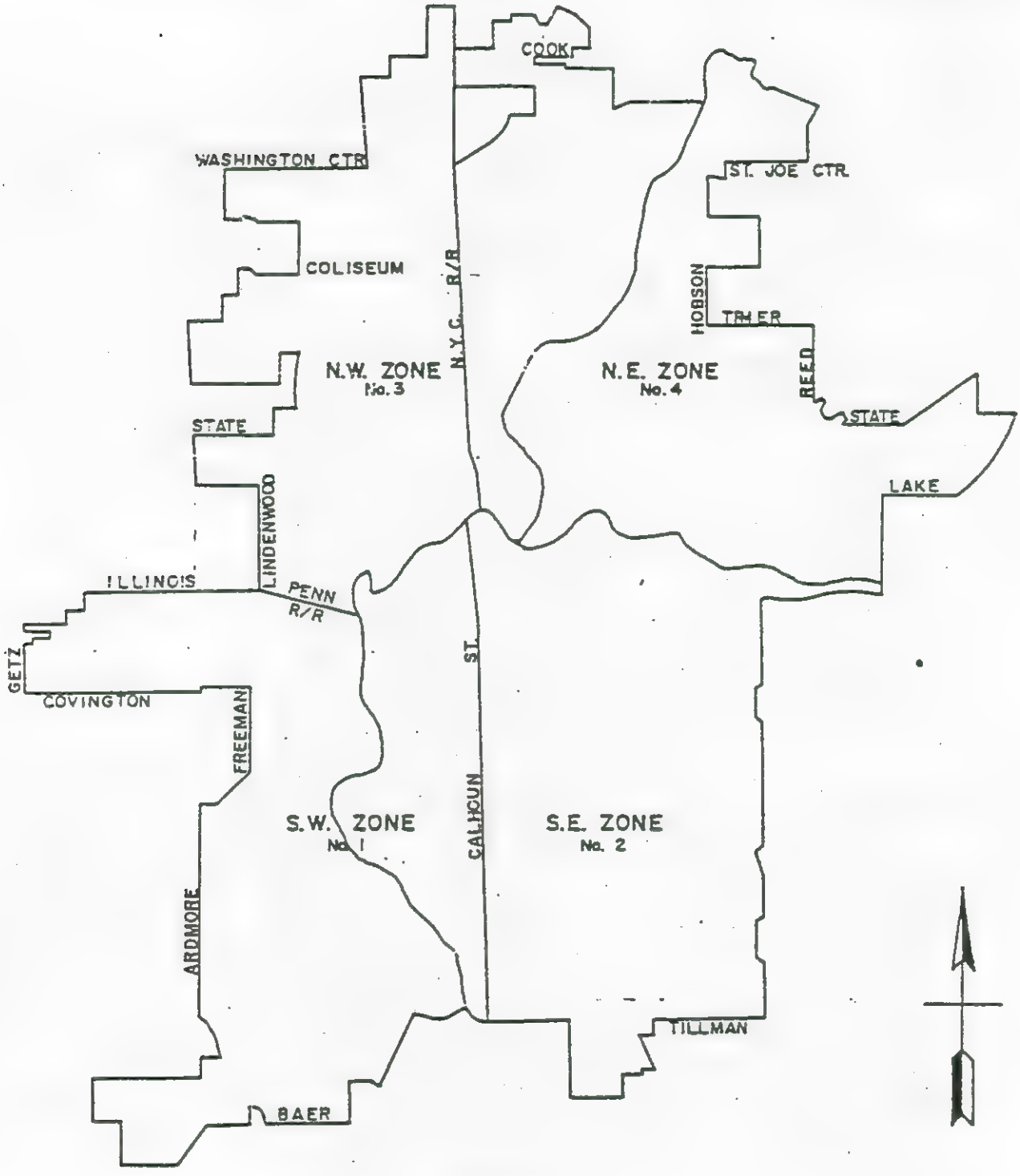
PLEASE LIST LOCATION ADDRESS FOR PICK-UP OF MATERIAL:

A: 7320 Lower Huntington Road, Fort Wayne, IN. 46809

B: _____

C: _____

Corporate City Limits



APPENDIX 'A'

FOR USE IN AGGREGATE CONTRACTS ONLY

Prescribed by the State Board of Accounts

Form No. 95 (Revised 1987)

BID, OFFER OR PROPOSAL FOR SALE OR LEASE OF MATERIALS

(Defined at I.C. 36-1-2-9.5)
(Please type or print)

Date: October 25, 1990

1. Governmental Unit: City of Fort Wayne, Street Dept.
2. County: Allen
3. Bidder (Firm): Stoneco, Inc.
   Address: 7320 Lower Huntington Road
   City/State: Fort Wayne, IN. 46809
4. Telephone Number: 219-747-5011
5. Agent of Bidder (If applicable): Marvella Overfield

Pursuant to notices given, the undersigned offers bid(s) to City of Fort Wayne (Governmental Unit) in accordance with the following attachment(s) which specify the class or item number or description, quantity, unit, unit price and total amount.

The contract will be awarded by classes or items, in accordance with specifications. Any changes or alterations in the items specified will render such bid void as to that class or item. Bidder promises that he has not offered nor received a less price than the price stated in his bid for the materials included in said bid. Bidder further agrees that he will not withdraw his bid from the office in which it is filed. A certified check or bond shall be filed with each bid if required, and liability for breach shall be enforceable upon the contract, the bond or certified check or both as the case may be.

Marvella S. Overfield
Signature of Bidder or Agent
Marvella Overfield, Office Manager

BID OFFER OR PROPOSAL

Attach separate sheet listing each item bid based on specifications published by governing body. Following is an example of the bid format:

Class or Item	Quantity	Unit	Description	Unit Price	Amount

NON-COLLUSION AFFIDAVIT

STATE OF INDIANA)
) SS:
Allen COUNTY)

The undersigned bidder or agent, being duly sworn on oath, says that he has not, nor has any other member, representative, or agent of the firm, company, corporation or partnership represented by him, entered into any combination, collusion or agreement with any person relative to the price to be bid by anyone at such letting nor to prevent any person from bidding nor to induce anyone to refrain from bidding, and that this bid is made without reference to any other bid and without any agreement, understanding or combination with any other person in reference to such bidding.

He further says that no person or persons, firms, or corporation has, have or will receive directly or indirectly, any rebate, fee, gift, commission or thing of value on account of such sale.

Stoneco, Inc.
Bidder (Firm)
Marvella S. Overfield
Signature of Bidder or Agent

Subscribed and sworn to before me this 25th day of October, 1990.

My Commission Expires: 4-16-93

County of Residence: Allen

Jeannie Fredrick
Notary Public

Jeannie Fredrick
Notary Public Printed Name

ACCEPTANCE

There now being sufficient unobligated appropriated funds available, the contracting authority of _____ (Governmental Unit) hereby accepts the terms of the attached bid for classes or items numbered _____ and promises to pay the undersigned bidder upon delivery the price quoted for the materials stipulated in said bid.

Date: _____

Contracting Authority Members:

_____ _____
_____ _____
_____ _____

THE CINCINNATI INSURANCE COMPANY

CINCINNATI, OHIO

Bid Bond

PUBLIC CONTRACTS

KNOW ALL MEN BY THESE PRESENTS, that we STONECO, INC.

as Principal, hereinafter called the Principal, and THE CINCINNATI INSURANCE COMPANY, a corporation duly organized under the laws of the State of Ohio, as Surety, hereinafter called the Surety, are held and firmly bound unto

CITY OF FORT WAYNE

as Obligee, hereinafter called the Obligee, in the sum of

FIVE HUNDRED DOLLARS AND NO/100 - - - - - - - - - - - - - - - - - - - Dollars ($ 500.00 - - - -), for the payment of which sum well and truly to be made, the said Principal and the said Surety, bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

WHEREAS, the Principal has submitted a bid for

Aggregates for 1991

NOW, THEREFORE, if the Obligee shall accept the bid of the Principal within the period specified therein for acceptance (60 days if no period is specified) and the Principal shall enter into a contract with the said Obligee in accordance with the terms of said bid and give bond for the faithful performance thereof within the period specified (30 days if no period is specified); or if the Principal shall, in the case of failure to do so, indemnify the Obligee against any loss the Obligee may suffer directly arising by reason of such failure, not to exceed the penalty of this bond, then this obligation shall be null and void; otherwise to remain in full force and effect.

Signed and sealed this 25th day of October , 19 90.

STONECO, INC.

(Principal) (Seal)

By: Marvella S Overfield, Office Manager

(Title)

Marvella S. Overfield, Office Manager

THE CINCINNATI INSURANCE COMPANY

(Seal)

By: _____

Attorney-in-Fact

Donald R. Rush,

S-2000 (8/88) PUBLIC

THE CINCINNATI INSURANCE COMPANY

Cincinnati, Ohio

POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS: That THE CINCINNATI INSURANCE COMPANY, a corporation organized under the laws of the State of Ohio, and having its principal office in the City of Cincinnati, Ohio, does hereby constitute and appoint

Louis H. Andrews; Donald R. Rush; William G. Niezer; Gerald C. Kramer, Jr.;
Fred L. Tagtmeyer and/or David G. McClure

of Fort Wayne, Indiana its true and lawful Attorney(s)-in-Fact to sign, execute, seal and deliver on its behalf as Surety, and as its act and deed, any and all bonds, policies, undertakings, or other like instruments, as follows: Any such obligations in the United States, in any amount with S.E. Johnson Companies, Inc. of Fort Wayne, Indiana, as principal or Stoneco, Inc.

This appointment is made under and by authority of the following resolution passed by the Board of Directors of said Company at a meeting held in the principal office of the Company, a quorum being present and voting, on the 6th day of December, 1958, which resolution is still in effect: -

"RESOLVED, that the President or any Vice President be hereby authorized, and empowered to appoint Attorneys-in-Fact of the Company to execute any and all bonds, policies, undertakings, or other like instruments on behalf of the Corporation, and may authorize any officer or any such Attorney-in-Fact to affix the corporate seal; and may with or without cause modify or revoke any such appointment or authority. Any such writings so executed by such Attorneys-in-Fact shall be binding upon the Company as if they had been duly executed and acknowledged by the regularly elected officers of the Company."

This Power of Attorney is signed and sealed by facsimile under and by the authority of the following Resolution adopted by the Board of Directors of the Company at a meeting duly called and held on the 7th day of December, 1973:

"RESOLVED, that the signature of the President or a Vice President and the seal of the Company may be affixed by facsimile on any power of attorney granted, and the signature of the Secretary and Treasurer and the seal of the Company may be affixed by facsimile to any certificate of any such power and any such power of certificate bearing such facsimile signature and seal shall be valid and binding on the Company. Any such power so executed and sealed and certified by certificate so executed and sealed shall, with respect to any bond or undertaking to which it is attached, continue to be valid and binding on the Company."

IN WITNESS WHEREOF, THE CINCINNATI INSURANCE COMPANY has caused these presents to be sealed with its corporate seal, duly attested by its Senior Vice President this 14th day of June, 1984.

The Cincinnati Insurance Company CORPORATE SEAL OHIO

THE CINCINNATI INSURANCE COMPANY

Daniel J. McCarthy
Senior Vice President

STATE OF OHIO)
COUNTY OF HAMILTON) ss:

On this 14th day of June, 1984, before me came the above-named Senior Vice President of THE CINCINNATI INSURANCE COMPANY, to me personally known to be the officer described herein, and acknowledged that the seal affixed to the preceding instrument is the corporate seal of said Company and the corporate seal and the signature of the officer were duly affixed and subscribed to said instrument by the authority and direction of said corporation.

Henry G. Berlon
HENRY G. BERLON, Attorney At Law
Notary Public State of Ohio
My commission has no expiration date.
Section 147.03 R. C.

I, the undersigned Secretary and Treasurer of THE CINCINNATI INSURANCE COMPANY, hereby certify that the above is a true and correct copy of the Original Power of Attorney issued by said Company, and do hereby further certify that the said Power of Attorney is still in full force and effect.

GIVEN under my hand and seal of said Company at Cincinnati, Ohio.
this 25th day of October 19 90

The Cincinnati Insurance Company CORPORATE SEAL OHIO

Robert J. Dunham
Secretary and Treasurer

BN-1005 (6/84)

FRONT PAGE/INVITATION TO BID
DEPARTMENT OF PURCHASING
CITY OF FORT WAYNE, ALLEN COUNTY, INDIANA
ONE MAIN STREET - ROOM 350
PHONE 219-427-1101

BID OPENING DATE 10-25-90 @ 11:00 AM BID REFERENCE # 1433

SEALED BIDS SHOULD BE DELIVERED TO DEPARTMENT OF PURCHASING, ROOM 350, CITY-COUNTY BUILDING UP TO 11:00 A.M. ON OR BEFORE OPENING DATE.

SEALED BIDS WILL BE OPENED PUBLICLY AT 11:01 A.M. IN THE BOARD OF WORKS & SAFETY CONFERENCE ROOM ON THE THIRD FLOOR OF THE CITY-COUNTY BUILDING. "NO LATE BIDS WILL BE ACCEPTED AFTER 11:00 A.M. FOR ANY REASON WHATSOEVER".

THIS INVITATION FOR BID IS FOR AGGREGATES FOR VARIOUS DEPTS THROUGHOUT THE CITY OF FT WAYNE, AGGREGATES INCLUDING: STONE, GRAVEL, TOP SOIL AND OTHER RELATED MATTER PER SPECIFICATIONS

AND REQUESTED BY CITY OF FORT WAYNE STREET DEPT

THIS BID REQUIRES A XXXXXX $500.00 BID BOND, CERTIFIED OR CASHIER'S CHECK OF ALL BIDDERS.

THIS BID REQUIRES A _____ 100% PERFORMANCE BOND OF SUCCESSFUL BIDDER(S).

PROMPT PAYMENT DISCOUNTS WILL BE ALLOWED AS FOLLOWS: _____%
IF PAID WITHIN _____ DAYS.

THIS INVITATION IS ISSUED TO ESTABLISH A CONTRACT TO SUPPLY THE CITY OF FORT WAYNE WITH A COMMODITY OR SERVICE IN ACCORDANCE WITH ACCOMPANYING SPECIFICATIONS.

THE EXECUTION HEREOF BY THE BIDDER IS ACCEPTANCE OF ALL TERMS AND CONDITIONS HEREIN AND IN THAT REGARD THE BIDDER AGREES TO BE BOUND BY SAME AND BE BOUND TO THE AMOUNT OF HIS/HER BID FOR A PERIOD OF NINETY (90) DAYS.

FIRM NAME The France Stone Co.

STREET ADDRESS 6100 Ardmore Ave.

CITY Fort Wayne PHONE # 1-219-747-3105

BY Cindy Kurtz
REPRESENTATIVE SIGNATURE

Prescribed by the State Board of Accounts

Form No. 95 (Revised 1987)

BID, OFFER OR PROPOSAL FOR SALE OR LEASE OF MATERIALS

(Defined at I.C. 36-1-2-9.5)
(Please type or print)

Date: October 17, 1990

1. Governmental Unit: City of Ft. Wayne
2. County: Allen
3. Bidder (Firm): The France Stone Co.
   Address: 6100 Ardmore Ave.
   City/State: Ft. Wayne, In.
4. Telephone Number: (219) 747-3105
5. Agent of Bidder (if applicable):

Pursuant to notices given, the undersigned offers bid(s) to City of Ft Wayne (Governmental Unit) in accordance with the following attachment(s) which specify the class or item number or description, quantity, unit, unit price and total amount.

The contract will be awarded by classes or items, in accordance with specifications. Any changes or alterations in the items specified will render such bid void as to that class or item. Bidder promises that he has not offered nor received a less price than the price stated in his bid for the materials included in said bid. Bidder further agrees that he will not withdraw his bid from the office in which it is filed. A certified check or bond shall be filed with each bid if required, and liability for breach shall be enforceable upon the contract, the bond or certified check or both as the case may be.

Signature of Bidder or Agent

BID OFFER OR PROPOSAL

Attach separate sheet listing each item bid based on specifications published by governing body. Following is an example of the bid format:

Class or Item	Quantity	Unit	Description	Unit Price	Amount

NON-COLLUSION AFFIDAVIT

STATE OF INDIANA)
) SS:
Allen COUNTY)

The undersigned bidder or agent, being duly sworn on oath, says that he has not, nor has any other member, representative, or agent of the firm, company, corporation or partnership represented by him, entered into any combination, collusion or agreement with any person relative to the price to be bid by anyone at such letting nor to prevent any person from bidding nor to induce anyone to refrain from bidding, and that this bid is made without reference to any other bid and without any agreement, understanding or combination with any other person in reference to such bidding.

He further says that no person or persons, firms, or corporation has, have or will receive directly or indirectly, any rebate, fee, gift, commission or thing of value on account of such sale.

The France Stone Co.
Bidder (Firm)

Signature of Bidder or Agent

Subscribed and sworn to before me this 17 day of October, 19 90.

My Commission Expires: 9-19-91

County of Residence: Allen

Andrew C. Kurtz Jr.
Notary Public

Andrew C. Kurtz Jr.
Notary Public Printed Name

ACCEPTANCE

There now being sufficient unobligated appropriated funds available, the contracting authority of _____ (Governmental Unit) hereby accepts the terms of the attached bid for classes or items numbered _____ and promises to pay the undersigned bidder upon delivery the price quoted for the materials stipulated in said bid.

Date: _____

Contracting Authority Members:

_____ _____
_____ _____
_____ _____

PRICE SHEET FOR AGGREGATES

STATE PRICE PER TON

CRUSHED LIMESTONE	DELIVERED ZONE NO. 1	ZONE NO. 2	ZONE NO. 3	ZONE NO. 4	PICKED-UP LOCATION A	B	C
1, 2, 10F					3.65	3.65	
53, 73					3.65	3.65	
4, 5					3.90	3.90	
7, 8, 9 (TYPE "O")					4.10	4.10	
11, 12 (TYPE "O")					4.30	4.30	
RIP RAP (STATE 12)					3.65	3.65	
SAND							
14-2						5.35	
17							
SAND FILL							
GRAVEL							
12, 4							
BANK GRAVEL SCREENED							
BANK GRAVEL UNSCREENED							
CRUSHED GRAVEL 53, 73							
B-BORROW					4.20	3.75	
TOP SOIL							
TOP SOIL SCREENED							
TOP SOIL UNSCREENED							
BLACK DIRT							
SANDY LOAM							
FILL DIRT							
PUG MILL					1.00 + Material		

PLEASE LIST LOCATION ADDRESS FOR PICK-UP OF MATERIAL:

A: Ardmore Plant - 6100 Ardmore Ave.

B: Woodburn Plant - 17831 Highway #24

C: _____

THE AMERICAN INSTITUTE OF ARCHITECTS

AIA Document A310

Bid Bond

KNOW ALL MEN BY THESE PRESENTS, that we France Stone Company

as Principal, hereinafter called the Principal, and Seaboard Surety Company, of New York, New York,

a corporation duly organized under the laws of the State of New York,
as Surety, hereinafter called the Surety, are held and firmly bound unto

City of Fort Wayne, City/County Room 350, 1 Main Street, Fort Wayne, Indiana 46802

as Obligee, hereinafter called the Obligee, in the sum of

Five Hundred Dollars---------- Dollars ($ 500.00),

for the payment of which sum well and truly to be made, the said Principal and the said Surety, bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

WHEREAS, the Principal has submitted a bid for

supplying crushed limestone

Bid Date: October 25, 1990

NOW, THEREFORE, if the Obligee shall accept the bid of the Principal and the Principal shall enter into a Contract with the Obligee in accordance with the terms of such bid, and give such bond or bonds as may be specified in the bidding or Contract Documents with good and sufficient surety for the faithful performance of such Contract and for the prompt payment of labor and material furnished in the prosecution thereof, or in the event of the failure of the Principal to enter such Contract and give such bond or bonds, if the Principal shall pay to the Obligee the difference not to exceed the penalty hereof between the amount specified in said bid and such larger amount for which the Obligee may in good faith contract with another party to perform the Work covered by said bid, then this obligation shall be null and void, otherwise to remain in full force and effect.

Signed and sealed this 17th day of October 19 90

Suzanne K. Sulle
(Witness)

Glenn E. Sherman
France Stone Company
(Principal) (Seal)

Assistant Vice President
(Title)

Elaine C. McMannis
(Witness)

Elaine C. McMannis

SEABOARD SURETY COMPANY
(Surety) (Seal)

Leslie L. Rudat Attorney-In-Fact
(Title)

Leslie L. Rudat, Pa. Resident Agent

(Certified Copy)

No. 10684

SEABOARD SURETY COMPANY

WWW 0723

ADMINISTRATIVE OFFICES, BEDMINSTER, NEW JERSEY

POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS: That SEABOARD SURETY COMPANY, a corporation of the State of New York, has made, constituted and appointed and by these presents does make, constitute and appoint Raymond B. White or Leslie L. Rudat or David C. Moylan or Pamela L. Nunez

of Pittsburgh, Pennsylvania

its true and lawful Attorney-in-Fact, **to make, execute and deliver on its behalf insurance policies, surety bonds, undertakings and other instruments of similar nature** as follows: Without Limitations

Such insurance policies, surety bonds, undertakings and instruments for said purposes, when duly executed by the aforesaid Attorney-in-Fact, shall be binding upon the said Company as fully and to the same extent as if signed by the duly authorized officers of the Company and sealed with its corporate seal, and all the acts of said Attorney-in-Fact, pursuant to the authority hereby given, are hereby ratified and confirmed.

This appointment is made pursuant to the following By-Laws which were duly adopted by the Board of Directors of the said Company on December 8th, 1927, with Amendments to and including January 15, 1982 and are still in full force and effect:

ARTICLE VII, SECTION 1.

"Policies, bonds, recognizances, stipulations, consents of surety, underwriting undertakings and instruments relating thereto.

Insurance policies, bonds, recognizances, stipulations, consents of surety and underwriting undertakings of the Company, and releases, agreements and other writings relating in any way thereto or to any claim or loss thereunder, shall be signed in the name and on behalf of the Company

(a) by the Chairman of the Board, the President, a Vice-President or a Resident Vice-President and by the Secretary, an Assistant Secretary, a Resident Secretary or a Resident Assistant Secretary, or (b) by an Attorney-in-Fact for the Company appointed and authorized by the Chairman of the Board, the President or a Vice-President to make such signature, or (c) by such other officers or representatives as the Board may from time to time determine.

The seal of the Company shall if appropriate be affixed thereto by any such officer, Attorney-in-Fact or representative."

IN WITNESS WHEREOF, SEABOARD SURETY COMPANY has caused these presents to be signed by one of its Vice-Presidents, and its corporate seal to be hereunto affixed and duly attested by one of its Assistant Secretaries, this 16th day of October, 19 89

Attest:

(Seal) Diana McKlevent
Assistant Secretary

SEABOARD SURETY COMPANY,
By Michael B Keegan
Vice-President

STATE OF NEW JERSEY
COUNTY OF SOMERSET ss.:

On this 16th day of October, 19 89, before me personally appeared Michael B. Keegan, a Vice-President of SEABOARD SURETY COMPANY, with whom I am personally acquainted, who, being by me duly sworn, said that he resides in the State of New Jersey, that he is a Vice-President of SEABOARD SURETY COMPANY, the corporation described in and which executed the foregoing instrument; that he knows the corporate seal of the said Company; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said Company; and that he signed his name thereto as Vice-President of said Company by like authority.

(Seal)

FELIX M. ZUBRYCKI
NOTARY PUBLIC OF NEW JERSEY
My Commission Expires June 4, 1991

Notary Public

CERTIFICATE

I, the undersigned Assistant Secretary of SEABOARD SURETY COMPANY do hereby certify that the original Power of Attorney of which the foregoing is a full, true and correct copy, is in full force and effect on the date of this Certificate and I do further certify that the Vice-President who executed the said Power of Attorney was one of the Officers authorized by the Board of Directors to appoint an attorney-in-fact as provided in Article VII, Section 1, of the By-Laws of SEABOARD SURETY COMPANY.

This Certificate may be signed and sealed by facsimile under and by authority of the following resolution of the Executive Committee of the Board of Directors of SEABOARD SURETY COMPANY at a meeting duly called and held on the 25th day of March 1970.

"RESOLVED: (2) That the use of a printed facsimile of the corporate seal of the Company and of the signature of an Assistant Secretary on any certification of the correctness of a copy of an instrument executed by the President or a Vice-President pursuant to Article VII, Section 1, of the By-Laws appointing and authorizing an attorney-in-fact to sign in the name and on behalf of the Company surety bonds, underwriting undertakings or other instruments described in said Article VII, Section 1, with like effect as if such seal and such signature had been manually affixed and made, hereby is authorized and approved."

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the Company to these presents this ..... day of ....., 19.....

Ilia A. Rispoli
Assistant Secretary

Form 957 (Rev. 7/84)

For verification of the authenticity of this Power of Attorney you may call, collect, 201-658-3500 and ask for the Power of Attorney clerk. Please refer to the Power of Attorney number, the above named individual(s) and details of the bond to which the power is attached. In New York, Dial 212-627-5444.

Read the first time in full and on motion by Henry, seconded by Talarico, and duly adopted, read the second time by title and referred to the Committee on Finance (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Conference Room 128, City-County Building, Fort Wayne, Indiana, on ____, the ____, day of ____, 19____, at ____ o'clock ____.M.,E.S.T.

DATED: 12-11-90

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Henry, seconded by Talarico, and duly adopted, placed on its passage. PASSED ~~LOST~~ by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT
TOTAL VOTES	7			2
BRADBURY	✓			
BURNS	✓			
EDMONDS	✓			
GiaQUINTA				
HENRY	✓			
LONG				✓
REDD	✓			
SCHMIDT	✓			
TALARICO	✓			

DATED: 12-18-90.

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as ~~(ANNEXATION)~~ ~~(APPROPRIATION)~~ ~~(GENERAL)~~ ~~(SPECIAL)~~ ~~(ZONING MAP)~~ ORDINANCE ~~RESOLUTION~~ NO. S-319-90 on the 18th day of December, 19 90,

ATTEST: Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

SEAL

Charles B. Redd
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 19th day of December, 19 90, at the hour of 2:00 o'clock P.M.,E.S.T.

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 19th day of December, 19 90, at the hour of 4:00 o'clock P.M.,E.S.T.

PAUL HELMKE, MAYOR

BILL NO. S-90-12-02

REPORT OF THE COMMITTEE ON FINANCE

THOMAS C. HENRY, CHAIRMAN
DONALD J. SCHMIDT, VICE CHAIRMAN
BRADBURY, BURNS, GiaQUINTA

WE, YOUR COMMITTEE ON FINANCE TO WHOM WAS

REFERRED AN (ORDINANCE) (~~RESOLUTION~~) approving the awarding of Reference #1433 by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and CANYON SAND & GRAVEL, INC.: OLD PRAIRIE PRODUCTS, INC.; STONECO, INC.: AND THE FRANCE STONE CO. for various Departments throughout the City of Fort Wayne

HAVE HAD SAID (ORDINANCE) (~~RESOLUTION~~) UNDER CONSIDERATION AND BEG LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID (ORDINANCE) (~~RESOLUTION~~)

DO PASS	DO NOT PASS	ABSTAIN	NO REC

DATED: 12-18-90.

Sandra E. Kennedy
City Clerk

DIGEST SHEET

TITLE OF ORDINANCE: Special

DEPARTMENT REQUESTING ORDINANCE: Purchasing

SYNOPSIS OF ORDINANCE: An ordinance approving the award of Ref. No. 1433 for the purchase of aggregates for various Departments throughout the City of Fort Wayne for 1991. The costs reflect the lowest and most responsive of nine (9) vendors.

IF NOT LOWEST, WHO WAS AND WHY WERE THEY NOT AWARDED:

EFFECT OF PASSAGE: For asphalt paving, burm work, alley work, ice control, sewer areas and water areas.

IF REPLACEMENT, WHAT NECESSITATES:
N/A

S-90-12-02.

EFFECT OF NON-PASSAGE: If the aggregates are not purchased for the Departments, they cannot continue with the day to day work load.

PRIOR APPROVAL REQUESTED: N/A

MONIES INVOLVED:	Canyon Sand	$40,371.00 +/-
	Old Prairie	$1,000.00 +/-
	Stoneco	$7,500.00 +/-
	France Stone	$101,015.00 +/-
PRICE AGREEMENT:	Yes	
PURCHASE ORDER:		
SOURCE OF FUNDING:	WPC Maint	514-532-M711-4273-$500
		514-532-M711-4272-$1000
		514-532-M711-4271-$7500
	WPC Plant	514-531-7203-4271-$4015
	Street Dept	128-128-1201-4271-$97975
		128-128-1201-4273-$38896

PRIOR APPROVAL: DATE:
(IF APPLICABLE)